



NOTICE OF APPEAL  
FROM THE PRIMARY EXAMINER  
TO THE BOARD OF APPEALS AND INTERFERENCES

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Attorney Docket No. 040373/0255

In re patent application of

Kazuo ISHII

Serial No. 09/320,457

Group Art Unit: 2876

Filed: May 27, 1999

Examiner: J. Fureman

For: OPTICAL SYMBOL READING DEVICE

Commissioner for Patents  
Washington, D.C. 20231

Sir:

Applicant hereby appeals to the Board of Appeals from the decision of the final rejection dated May 1, 2001, and the Advisory Action dated September 9, 2001, of the Primary Examiner finally rejecting Claims 1-6.

The item(s) checked below are appropriate:

1. XX A Petition for Extension of Time to respond to the final rejection for one (1) month(s) is submitted herewith.
2. XX Notice of Appeal Fee \$310:
  - XX Enclosed
  - Not required (Fee paid in prior appeal)
  - Charge to Deposit Account No. 19-0741
  - (One additional copy of this Notice enclosed herewith)

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#13/Notice  
of  
Appeal  
marsha  
9/6/01

noted by examiner 9/1/2001

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3. XX A check in the total amount of \$420.00 is enclosed for the \$110.00 required one-month Extension of Time fee (if applicable) and the \$310.00 Notice of Appeal fee. The Commissioner is hereby authorized to charge any deficiency or credit any overpayment to Deposit Account No. 19-0741.

Respectfully submitted,

Sept. 4, 2001  
Date

  
Kyle Kimms  
Reg. No. 34,079

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